IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY FOURTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 14979 of 2004

Between:

Vizarath Unnisa Begum W/o. Late Asadullah Khan
R/o. H.No.3-5-191/EB, Hyderabad.

..... PETITIONER

AND

1 The District Collector, Medak, Sangareddy, Medak District.
2 The Revenue Divisional Officer, Siddipet, Medak District.
3 The Mandal Revenue Officer Doulatabad, Medak District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of writ of mandamus declaring the action of the respondents in not releasing the property situated in Sy.Nos.720 and 1391 etc., of Raipole Village, admeasuring Ac.15.15 Guntas and Ac.4.30 guntas respectively in favour of the petitioner pursuant to the proceedings No.Lt.No.B/1689/98 dt.7.11.2002 issued by the 3rd respondent as arbitrary, illegal and violative of Article 14 and 21 of the Constitution of India.

Counsel for the Petitioner: MR.D.JAGAN MOHAN REDDY

Counsel for the Respondents: GP FOR REVENUE

The Court made the following ORDER:

Head the learned counsel for the petitioner and the learned Government Pleader for Revenue.

Pursuant to the request made by the petitioner, District Collector directed the Mandal Revenue Officer to conduct an enquiry into the matter with regard to release of the evacuee property of Late Asadullah Khan in respect of the lands in Survey Nos.720 and 1391 etc. The Mandal Revenue Officer, after conducting enquiry, in his Lr.No. B/1689/98 dated 07.11.2002 submitted a detailed representation to the District Collector. The grievance of the petitioner in the present writ petition is that in spite of the report submitted by the Mandal Revenue Officer, the District Collector so far has not taken any action nor the lands are released in favour of the petitioner.

The report of the Mandal Revenue Officer, which has been annexed to the writ petition, clearly discloses that the property was taken into the Government custody due to non-payment of the Land Revenue and there is no documentary evidence showing the property as an evacuee property.

In view of the same, the first respondent is hereby directed to pass appropriate orders pursuant to the report submitted by the Mandal Revenue Officer as referred to above, and communicate the same to the petitioner, within a period of three months from the date of receipt of a copy of this order.

The writ petition is accordingly disposed of with the above direction. No costs.

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A.Gopal Reddy, J

Date: 24.08.2004

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To
1 The District Collector, Medak, Sangareddy, Medak District.
2 The Revenue Divisional Officer, Siddipet, Medak District.

3 The Mandal Revenue Officer Doulatabad, Medak District.

4 Two CCs to G.P. for Revenue, High Court of A.P. Buildings, Hyderabad (OUT)
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